

APR 17 1998  
PATENT & TRADEMARK OFFICE

### For Design, Provisional, or Utility Applications

**COMPLETION Under  
Rule 53(f)**

**Attn: Application Division**

Atty.Dkt.	PMS	240606	D879PR
		M#	Client Ref

(Our Deposit Account No. 03-3975)

(Our order No.	21028	240606
	C#	M#

Date: April 17, 1998

**Sir:**

1. **Notice to File Missing Parts** ☒ copy attached ☐ not yet received

2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

"X" box 2A only if top box of the Declaration is X'd and file application copy, or  
 "X" box 2B only if none of the top three boxes of the Declaration is X'd.)

2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.

2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

3. ☐ Specification originally filed in non-English language; hence verified translation attached of:

b. # pages of Specification(only spec. & claims)

c ☐ Drawing Fig(s).

4. ☐ Letter filing formal drawing attached.

5. ☒ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/029,780	31 OCT 1996	(2)	
(3)		(4)	
(5)		(6)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in

8.

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	

Completion Under Rule 53(b)

9. \_\_\_\_\_ (No.) Certified copy (copies): ☐ attached; ☐ previously filed (date) \_\_\_\_\_  
in U.S. Application No. \_\_\_\_\_ / \_\_\_\_\_ filed on \_\_\_\_\_
10. ☐ Attached: \_\_\_\_\_ (No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
11. ☒ Attached: Form PTO-1449, copies of listed documents and European Search Report dated 1/23/98.
12. ☒ Preliminary Amendment: **SEE ATTACHED**

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

				Large/Small Entity		Fee Code	
13. Basic Filing Fee .....				Design Application	\$330/\$165		106/26
				Not Design Application	\$790/\$395	+790	101/201
14. Total Effective Claims	38	minus 20 =	18	x \$22/\$11	+396		103/203
15. Independent Claims	3	minus 3 =	0	x \$82/\$41	+0		102/202
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)				\$270/\$135	+0		104/204
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	130		105/205
18. <b>FILING FEE ENCLOSED =</b>					<b>\$1316</b>		
19. Original due date: April 17, 1998							
20. Petition is hereby made to extend the <u>original</u> due date to				(1 mo)	\$110/\$55 =	+0	115/215
cover the date this response is filed for which the requisite fee				(2mos)	\$400/\$200 =		116/216
is attached				(3mos)	\$950/\$475 =		117/217
				(4mos)	\$1510/\$755 =		118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee .....				\$130	+		139
22. If "assignment" box 5 is X'd, add recording fee .....				\$40	+40		581
23. Petition Fee for				\$130	+		
24. <b>TOTAL FEE ENCLOSED =</b>					<b>\$1356</b>		

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

1100 New York Avenue, N.W.  
Ninth Floor East Tower  
Washington, D.C. 20005-3918  
Tel: (202) 861-3000  
Atty/Sec: RNM/sdm

Pillsbury Madison & Sutro LLP  
Intellectual Property Group  
By: Atty: Ruth N. Morduch  
Sig: *Ruth N. Morduch*

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NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
08/961,084	10/30/97	KRONHAUZ	V 240606

0242/0217

CUSHMAN, DARBY & CUSHMAN  
1100 NEW YORK AVENUE N W  
NINTH FLOOR EAST TOWER  
WASHINGTON DC 20005-3918

NOT ASSIGNED

1304

DATE MAILED: 02/17/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted ALONG WITH THE PAYMENT OF A SURCHARGE for items 1 and 3-6 only of \$ 130 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 986.

☒ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ 70 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 60, including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.
- ☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

04/23/1998 STIMMHO 00000070 08961084

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

01 FC:101  
02 FC:105  
03 FC:103

A copy of this notice **MUST** be returned with the response.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

BEST AVAILABLE COPY